IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 13TH NOVEMBER 2006 / 22ND KARTHIKA 1928

WP(C).No. 29818 of 2006(Y)

PETITIONERS:

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1. M.N.RAMAKRISHNAN,
   KUNNUMPURATHU MADOM,
   KUDAMALOOR P.O., KOTTAYAM.

2. RAKESH R.,
   KUNNUMPURATHU MADOM,
   KUDAMALOOR P.O., KOTTAYAM.

BY ADV. SRI.P.SANTHALINGAM
SRI.S.SHARAN

RESPONDENTS:

1.ARPOORAKA PANCHAYATH,
KOTTAYAM DISTRICT,
KOTTAYAM, REP. BY SECRETARY.

2.STATE OF KERALA,
REP. BY SECRETARY TO GOVERNMENT,
THE LOCAL SELF GOVERNMENT DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

R2 BY GOVT. PLEADER MR.MATHEW G.VADAKKEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.29818 of 2006

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Dated: 13th November, 2006

JUDGMENT

The second petitioner is a student of I.I.T., Chennai. Even going by Ext.P1 Pass Certificate issued by the Council for the Indian School Certificate Examinations, New Delhi the 2nd petitioner's name is Rakesh Ramakrishnan. But unfortunately in the birth register maintained by the local authority, the first respondent, within whose limits the 2nd petitioner was born his name stands registered as Manikantan. The 1st petitioner, the father of the 2nd petitioner has now submitted Ext.P3 application before the 1st respondent for correction of the 2nd petitioner's name in the birth certificate.

2. I find considerable force in the submission of Mr.S.Sharan, learned counsel for the petitioners that the name Manikantan which figures in Ext.P2 was only the pet name of the 2nd petitioner and that the same came to be entered in the birth register only because the birth was reported by 2nd petitioner's grandfather Neelakanta Iyer. Under these circumstances, I am of the view that Ext.P3 should be considered favourably by the first respondent. Accordingly, this Writ Petition will stand disposed of in the following terms:

The first respondent will take up Ext.P3, consider the same in the light of the grounds raised and also in the light of the

observations made in this judgment, at the earliest and at any rate within three weeks of their receiving a copy of this judgment.

srd **PIUS C.KURIAKOSE, JUDGE**